



3993 Howard Hughes Parkway, Suite 600  
Las Vegas, NV 89169-5996  
Facsimile (702) 949-8321  
Telephone (702) 949-8320

Robert M. Charles Jr NV State Bar No. 006593  
Email: [RCharles@LRLaw.com](mailto:RCharles@LRLaw.com)  
John Hinderaker AZ State Bar No. 018024  
Email: [JHinderaker@LRLaw.com](mailto:JHinderaker@LRLaw.com)

Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT**  
**DISTRICT OF NEVADA**

In re:  
  
USA Commercial Mortgage Company,  
  
Debtors.

Case No. BK-S-06-10725-LBR

CHAPTER 11

**Stipulation re Proofs of Claim Filed by  
Gail R. Hodes Living Trust Dtd  
9/10/03**

Date of Hearing: September 30, 2011  
Time of Hearing: 9:30 a.m.

USACM Liquidating Trust (the "USACM Trust"), by and through its counsel, Lewis and Roca LLP, and Gail R. Hodes Living Trust Dtd 9/10/03 ("Hodes") by and through its Trustee Gail R. Hodes, represent to the Court as follows:

USACM Liquidating Trust's Second Omnibus Objection to Allowance of Claims Based in Part Upon Investment in The Universal Hawaii Loan [DE 8814] (the "Objection") was filed with the Court on August 3, 2011. Hodes filed a response to the Trust's Objection [DE 8936] (the "Response") on August 9, 2011. The Response asked the Court to deny the Objection and direct the repayment of principal, unpaid interest, and related damages to The Trust.

Counsel for the Trust telephonically conferred with Ms. Hodes. After discussion, the parties have reached an understanding and hereby stipulate as follows:

- Gail Hodes will withdraw her response to the objection [DE 8936];
- The Court will grant the relief requested in the objection [DE 8814]; and



- Gail Hodes shall have an allowed unsecured non-priority claim for unremitted principal in the amount of \$29,522.00 pertaining to Universal Hawaii.

STIPULATED

LEWIS AND ROCA LLP

By /s/ John Hinderaker (AZ 18024)  
Robert M. Charles Jr., NV 6593  
John C. Hinderaker, AZ 18024 (*pro hac vice*)  
3993 Howard Hughes Parkway, Suite 600  
Las Vegas, NV 89169  
Telephone: (702) 949-8200  
Facsimile: (702) 949-8398  
Email: [jhinderaker@lrlaw.com](mailto:jhinderaker@lrlaw.com)

Attorneys for the USACM Liquidating Trust

GAIL R. HODES

/s/ Gail R. Hodes  
Gail R. Hodes  
Trustee of Gail R. Hodes Living Trust Dtd 9/10/03  
410 Upper Lake Road  
Lake Sherwood, CA 91361  
Email: [Gailieh@aol.com](mailto:Gailieh@aol.com)